

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6831 OF 2005

Shri Rahul Mahadeo Nale ...Applicant
Vs.
The State of Maharashtra ...Respondent

Shri Vijay D. Patil for the Applicant.
Shri K.V. Saste, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : OCTOBER 24, 2005.

P.C.:

1. Heard the learned Advocate appearing for the Applicant and the learned A.P.P. for the State. The allegation of the prosecution against the Applicant is as regards commission of offence under section 306 read with section 506 of the Indian Penal Code. The deceased committed suicide by pouring kerosene on her own person and setting her body on fire on 15th September, 2005. The allegation of the prosecution seems to be that the Applicant was trying to develop intimacy with the deceased and earlier the Applicant had threatened the son of the deceased not to interfere with his activities of developing intimacy with the deceased. According to the first informant-husband of the deceased, the Applicant made a demand to the deceased for keeping illicit relationship and the Applicant had threatened her that in case of her denial he will defame the deceased.

2. Investigation has been completed and chargesheet has been filed. Moreover, there are no criminal antecedents of the Applicant.

3. In my view, case is made out for enlarging the Applicant on bail. Accordingly, I pass the following order:

: O R D E R :

i) The Applicant shall be enlarged on bail in connection with **C.R.No.247 of 2005** registered with **Phaltan Police Station, Phaltan, District Satara**, subject to furnishing a personal bond of **Rs.10,000/-** with one or two sureties in the like amount.

ii) The Bail is granted subject to condition that the Applicant will attend the concerned Police Station once in a month till the conclusion of trial.

iii) The Bail is granted subject to condition that the Applicant shall not, directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

iv) The Applicant shall co-operate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the Applicant to delay the trial may be a ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application is disposed of in above terms.

vii) The parties to act upon an authenticated copy of this order.

JUDGE